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October 20, 2014

Via FOIA Online

National Freedom of Information Officer
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, NW (2822T)
Washington, DC 20460
Facsimile: (202) 566-2147

Re: Freedom of Information Act Request for Records Concerning EPA Program Guidance on EPA Enforcement of RCRA-Authorized State Hazardous Waste Laws and Regulations

To Whom This May Concern:

This is a request for a public records pursuant to the Freedom of Information Act ("FOIA"), 5 U.S.C. Section 552, as implemented by the Environmental Protection Agency ("EPA") at 40 C.F.R. Part 2. For purposes of this request, the definition of "records" includes, but is not limited to, documents, letters, memoranda, notes, reports, e-mail messages (including e-mails to and from personal e-mail accounts), policy statements, data, technical evaluations or analysis, and studies.

Background

On or about March 15, 1982, Enforcement Counsel William A. Sullivan, Jr. transmitted a Memorandum to all Regional Administrators and Regional Counsels (Regions I-X). This Memorandum was entitled "EPA Enforcement of RCRA-Authorized State Hazardous Waste Laws and Regulations." Subsequently, on or about May 17, 1982, John Skinner, Director of the State Programs and Resource Recovery Division, sent a notification to all Program Implementation Guidance ("PIG") System Addressees, designating the March 15, 1982 Memorandum as PIG number 82-3. Additionally, on or about May 21, 1984, Lee M. Thomas, Assistant Administrator for Solid Waste and Emergency Response, distributed a Memorandum to all PIG System Addressees entitled "Determining Whether State Hazardous Waste Management Requirements are Broader in

Scope or More Stringent than the Federal RCRA Program.” The May 21, 1984 Memorandum was designated as PIG-84-1.

Request

This request **only** seeks:

1. Official copies of the original March 15, 1982 Memorandum (PIG-82-3) and all sign-offs associated therewith;
2. Official copies of the original May 17, 1982 Memorandum designating the March 15, 1982 Memorandum as PIG-82-3 and all sign-offs associated therewith; and
3. Official copies of the May 21, 1984 Memorandum (PIG-84-1) and all sign-offs associated therewith.

In requesting “sign-offs” associated with the above documents, this request seeks the routing page showing the various individuals and offices that signed off on each document. At the time of issuance of the above documents, this practice may have been known as “Red-Border” review.

Please contact the undersigned if the associated search and duplication costs are anticipated to exceed \$250.00. Please duplicate the records that are responsive to this request and send it to the undersigned at the above address. If the requested record is withheld based upon any asserted privilege, please identify the basis for the non-disclosure.

If you have any questions regarding this request, please do not hesitate to contact this office so as to ensure that only the necessary document is duplicated.

Respectfully,



Alexander J. E. English
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